



General Assembly

**Substitute Bill No. 392**

February Session, 2010

\* \_\_\_\_SB00392PH\_\_\_\_041410\_\_\_\_ \*

**AN ACT ADJUSTING THE MINIMUM PROFESSIONAL LIABILITY  
INSURANCE CARRIED BY HEALTH CARE PROVIDERS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 20-28b of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective*  
3 *October 1, 2010*):

4 (a) Each person licensed to practice chiropractic under the  
5 provisions of section 20-27 who provides direct patient care services  
6 shall maintain professional liability insurance or other indemnity  
7 against liability for professional malpractice. The amount of insurance  
8 which each such person shall carry as insurance or indemnity against  
9 claims for injury or death for professional malpractice shall not be less  
10 than [five hundred thousand] one million dollars for one person, per  
11 occurrence, with an aggregate of not less than [one million five  
12 hundred thousand] three million dollars.

13 Sec. 2. Subsection (a) of section 20-11b of the general statutes is  
14 repealed and the following is substituted in lieu thereof (*Effective*  
15 *October 1, 2010*):

16 (a) Except as provided in subsection (c) of this section, each person  
17 licensed to practice medicine and surgery under the provisions of  
18 section 20-13 who provides direct patient care services shall maintain

19 professional liability insurance or other indemnity against liability for  
20 professional malpractice. The amount of insurance which each such  
21 person shall carry as insurance or indemnity against claims for injury  
22 or death for professional malpractice shall not be less than [five  
23 hundred thousand] one million dollars for one person, per occurrence,  
24 with an aggregate of not less than [one million five hundred thousand]  
25 three million dollars.

26 Sec. 3. Subsection (a) of section 20-39a of the general statutes is  
27 repealed and the following is substituted in lieu thereof (*Effective*  
28 *October 1, 2010*):

29 (a) Each person licensed to practice natureopathy under the  
30 provisions of section 20-37 who provides direct patient care services  
31 shall maintain professional liability insurance or other indemnity  
32 against liability for professional malpractice. The amount of insurance  
33 which each such person shall carry as insurance or indemnity against  
34 claims for injury or death for professional malpractice shall not be less  
35 than [five hundred thousand] one million dollars for one person, per  
36 occurrence, with an aggregate of not less than [one million five  
37 hundred thousand] three million dollars.

38 Sec. 4. Subsection (a) of section 20-58a of the general statutes is  
39 repealed and the following is substituted in lieu thereof (*Effective*  
40 *October 1, 2010*):

41 (a) Each person licensed to practice podiatric medicine under the  
42 provisions of section 20-54 or 20-57 who provides direct patient care  
43 services shall maintain professional liability insurance or other  
44 indemnity against liability for professional malpractice. The amount of  
45 insurance which each such person shall carry as insurance or  
46 indemnity against claims for injury or death for professional  
47 malpractice shall not be less than [five hundred thousand] one million  
48 dollars for one person, per occurrence, with an aggregate of not less  
49 than [one million five hundred thousand] three million dollars.

50 Sec. 5. Subsection (a) of section 20-73d of the general statutes is  
51 repealed and the following is substituted in lieu thereof (*Effective*  
52 *October 1, 2010*):

53 (a) Each person licensed to practice physical therapy under the  
54 provisions of this chapter who provides direct patient care services  
55 shall maintain professional liability insurance or other indemnity  
56 against liability for professional malpractice. The amount of insurance  
57 which each such person shall carry as insurance or indemnity against  
58 claims for injury or death for professional malpractice shall not be less  
59 than [five hundred thousand] one million dollars for one person, per  
60 occurrence, with an aggregate of not less than [one million five  
61 hundred thousand] three million dollars.

62 Sec. 6. Subdivision (3) of subsection (a) of section 20-74mm of the  
63 2010 supplement to the general statutes is repealed and the following  
64 is substituted in lieu thereof (*Effective October 1, 2010*):

65 (3) "Radiologist assistant" means a radiologic technologist who is  
66 licensed pursuant to this chapter and who: (A) Has graduated from a  
67 radiologist assistant education program recognized by the American  
68 Registry of Radiologic Technologists; (B) has passed the radiologist  
69 assistant examination offered by the American Registry of Radiologic  
70 Technologists; (C) maintains a current license in good standing as a  
71 radiologic technologist in Connecticut; (D) holds current certification  
72 in advanced cardiac life support; (E) maintains current certification  
73 with the American Registry of Radiologic Technologists as a  
74 radiographer; (F) maintains current certification with the American  
75 Registry of Radiologic Technologists as a radiologist assistant; and (G)  
76 maintains professional liability insurance or other indemnity against  
77 liability for professional malpractice in an amount that shall not be less  
78 than [five hundred thousand] one million dollars for one person, per  
79 occurrence, with an aggregate of not less than [one million five  
80 hundred thousand] three million dollars;

81 Sec. 7. Section 20-74rr of the 2010 supplement to the general statutes

82 is repealed and the following is substituted in lieu thereof (*Effective July*  
83 *1, 2011*):

84 Each person licensed to practice as a radiologist assistant who  
85 provides direct patient care services shall maintain professional  
86 liability insurance or other indemnity against liability for professional  
87 malpractice in an amount that shall not be less than [five hundred  
88 thousand] one million dollars for one person, per occurrence, with an  
89 aggregate of not less than [one million five hundred thousand] three  
90 million dollars.

91 Sec. 8. Subsection (a) of section 20-94c of the general statutes is  
92 repealed and the following is substituted in lieu thereof (*Effective*  
93 *October 1, 2010*):

94 (a) Each person licensed as an advanced practice registered nurse  
95 under the provisions of section 20-94a who provides direct patient care  
96 services shall maintain professional liability insurance or other  
97 indemnity against liability for professional malpractice. The amount of  
98 insurance that each such person shall carry as insurance or indemnity  
99 against claims for injury or death for professional malpractice shall not  
100 be less than [five hundred thousand] one million dollars for one  
101 person, per occurrence, with an aggregate of not less than [one million  
102 five hundred thousand] three million dollars. The provisions of this  
103 subsection shall not apply to any advanced practice registered nurse  
104 licensed pursuant to section 20-94a and maintaining current  
105 certification from the American Association of Nurse Anesthetists who  
106 provides such services under the direction of a licensed physician.

107 Sec. 9. Subsection (a) of section 20-126d of the general statutes is  
108 repealed and the following is substituted in lieu thereof (*Effective*  
109 *October 1, 2010*):

110 (a) Except as provided in subsection (c) of this section, each person  
111 licensed to practice dentistry under the provisions of this chapter who  
112 provides direct patient care services shall maintain professional

113 liability insurance or other indemnity against liability for professional  
114 malpractice. The amount of insurance which each such person shall  
115 carry as insurance or indemnity against claims for injury or death for  
116 professional malpractice shall be not less than [five hundred thousand]  
117 one million dollars for one person, per occurrence, with an aggregate  
118 of not less than [one million five hundred thousand] three million  
119 dollars.

120 Sec. 10. Subsection (a) of section 20-126x of the general statutes is  
121 repealed and the following is substituted in lieu thereof (*Effective*  
122 *October 1, 2010*):

123 (a) Each person licensed to practice dental hygiene under the  
124 provisions of this chapter who provides direct patient care services  
125 shall maintain professional liability insurance or other indemnity  
126 against liability for professional malpractice. The amount of insurance  
127 that each such person shall carry as insurance or indemnity against  
128 claims for injury or death for professional malpractice shall not be less  
129 than [five hundred thousand] one million dollars for one person, per  
130 occurrence, with an aggregate of not less than [one million five  
131 hundred thousand] three million dollars.

132 Sec. 11. Subsection (a) of section 20-133b of the general statutes is  
133 repealed and the following is substituted in lieu thereof (*Effective*  
134 *October 1, 2010*):

135 (a) Each person licensed to practice optometry under the provisions  
136 of this chapter who provides direct patient care services shall maintain  
137 professional liability insurance or other indemnity against liability for  
138 professional malpractice. The amount of insurance that each such  
139 person shall carry as insurance or indemnity against claims for injury  
140 or death for professional malpractice shall not be less than [five  
141 hundred thousand] one million dollars for one person, per occurrence,  
142 with an aggregate of not less than [one million five hundred thousand]  
143 three million dollars.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	20-28b(a)
Sec. 2	<i>October 1, 2010</i>	20-11b(a)
Sec. 3	<i>October 1, 2010</i>	20-39a(a)
Sec. 4	<i>October 1, 2010</i>	20-58a(a)
Sec. 5	<i>October 1, 2010</i>	20-73d(a)
Sec. 6	<i>October 1, 2010</i>	20-74mm(a)(3)
Sec. 7	<i>July 1, 2011</i>	20-74rr
Sec. 8	<i>October 1, 2010</i>	20-94c(a)
Sec. 9	<i>October 1, 2010</i>	20-126d(a)
Sec. 10	<i>October 1, 2010</i>	20-126x(a)
Sec. 11	<i>October 1, 2010</i>	20-133b(a)

**INS**        *Joint Favorable Subst.*

**PH**        *Joint Favorable*